

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

UNITED STATES OF AMERICA,)
) CASE NO. CR20-094 RSM
Plaintiff,)
)
v.)
) DETENTION ORDER
BALDEMAR MARTINEZ-RICO,)
)
Defendant.)
_____)

Offense charged: Conspiracy to Distribute Controlled Substances

Date of Detention Hearing: August 24, 2020.

The Court, having conducted a detention hearing pursuant to 18 U.S.C. § 3142(f), and based upon the factual findings and statement of reasons for detention hereafter set forth, finds that no condition or combination of conditions which defendant can meet will reasonably assure the appearance of defendant as required and the safety of other persons and the community.

FINDINGS OF FACT AND STATEMENT OF REASONS FOR DETENTION

1. Defendant has been charged with a drug offense, the maximum penalty of which

01 is in excess of ten years. There is therefore a rebuttable presumption against defendant as to
02 both dangerousness and flight risk, under 18 U.S.C. § 3142(e).

03 2. Defendant is a native and citizen of Mexico, and all of his family lives in Mexico
04 including parents, siblings, and his children. He is reportedly building a house in Mexico.
05 Defendant's only connection to this District is reported employment as a mover. He has been
06 deported from the United States on two occasions and lacks legal status. His place of residence
07 in this area was of short duration.

08 3. Taken as a whole, the record does not effectively rebut the presumption that no
09 condition or combination of conditions will reasonably assure the appearance of the defendant
10 as required and the safety of the community.

11 It is therefore ORDERED:

- 12 1. Defendant shall be detained pending trial and committed to the custody of the Attorney
13 General for confinement in a correction facility separate, to the extent practicable, from
14 persons awaiting or serving sentences or being held in custody pending appeal;
- 15 2. Defendant shall be afforded reasonable opportunity for private consultation with
16 counsel;
- 17 3. On order of the United States or on request of an attorney for the Government, the person
18 in charge of the corrections facility in which defendant is confined shall deliver the
19 defendant to a United States Marshal for the purpose of an appearance in connection
20 with a court proceeding; and
- 21 4. The Clerk shall direct copies of this Order to counsel for the United States, to counsel
22 for the defendant, to the United States Marshal, and to the United State Pretrial Services

01 Officer.

02 DATED this 24th day of August, 2020.

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04 Mary Alice Theiler
05 United States Magistrate Judge
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